

### **Remarks**

The Examiner's reconsideration of the application is urged in view of the amendments above, and comments which follow.

In the Office Action, the Examiner has rejected claims 1-28 under 35 U.S.C. §112 as being indefinite because of the term "latency time". Also, claims 25 and 28, only, have been rejected by the Examiner under 35 U.S.C. §102 as being anticipated by Preston U.S. Patent No. 6,771,629.

Claims 25 and 28 have been deleted in response to the Examiner's rejection, and claims 26 and 27 have been rewritten in independent format.

Also, amendments made to some of the claims change "latency time" to "network latency time" in an effort to address the rejection by the Examiner under U.S.C. 112 that the claims are indefinite.

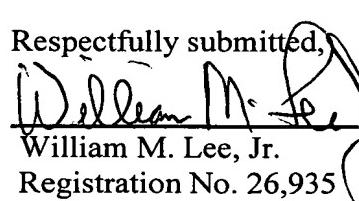
The inclusion of the prefix "network" before "latency time" further particularizes the nature of the latency time, with support for the amendment found throughout the specification (see for example page 8, lines 5-18). Further, the Examiner's attention is also drawn to the generally understood definition of the term latency, namely the time it takes to get information through a "network" (see Newton's Telecommunications Dictionary). This term is a straightforward one which is widely understood in the art.

Accordingly, it is submitted that the Examiner's rejection has been traversed in light of the amendments, the disclosure in the specification and the generally understood meaning of the term latency.

Given the above, it is believed that this application is now in condition for allowance, and the Examiner's further and favorable reconsideration in that regard is urged.

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Respectfully submitted,



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